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Mayor Nielson: I wasn't aware the zoning was ever changed.

Dale Bond: It was a long time ago.

Mayor Nielson: The Council will put this on the agenda for next week. This is when the Council will make the decision. The Mayor then asked if there was any further discussion.

There being no further comments, the Mayor adjourned the meeting at 8:04 p.m.

  
Mayor Grant S. Nielson

City Recorder Dorothy Jeffery

# MINUTES OF A REGULAR CITY COUNCIL MEETING HELD APRIL 25, 1983

## PRESENT:

Grant S. Nielson	Mayor
Max Bennett	Council Member
Don Bird	Council Member
Don Dafoe	Council Member
Ruth Hansen	Council Member
Willis Morrison	Council Member

## ABSENT:

None

## OTHERS PRESENT:

Vance Bishop	City Administrator
Dorothy Jeffery	City Recorder
Ray Valdez	City Inspector
Greg Cooper	City Chief of Police
Sherri Terrell	City Secretary
Warren Peterson	City Attorney
Carlyle Peterson	

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Roger Stowell  
Martin Ludwig  
Steve Jacobson  
Jim Robson  
Mark Amott  
Jim Fletcher

Mayor Nielson called the meeting to order at 8:08 p.m. and stated that notice of the time, place and agenda of the meeting had been posted at Millard County Chronicle, the Millard County Gazette and the local radio station, KNAK, and to each member of the governing body by personal delivery of copies of the Notice and Agenda two (2) days prior to the meeting.

MINUTES:

The minutes of a regular city council meeting held April 18, 1983 were discussed and corrected by the Council. Councilman Bennett MOVED and Councilman Bird SECONDED the motion to accept the minutes as corrected. The motion carried unanimously.

ACCOUNTS PAYABLE

City Recorder Dorothy Jeffery presented the list of accounts payable to the Council Members. Councilman Dafoe MOVED and Councilman Bennett SECONDED the motion to pay the current bills. The motion carried unanimously.

IPP/DELTA CITY IMPACT ALLEVIATION AGREEMENT FOR MUNICIPAL OFFICE BUILDING

City Administrator Vance Bishop presented the changes that had been made in the proposed Impact Alleviation Agreement No.37 between Delta City and Intermountain Power Agency for financing of the Municipal Office Building. In paragraph one the agreement states that the amount of money is not to exceed \$350,000.00, without a written amendment to the agreement. Construction is defined as; design engineering, construction, contract administration, inspection, all mechanical and electrical equipment, interior decorating, and landscaping. It does not include desks, chairs and other interior furnishings.

Roger Stowell, representing IPA, stated that they hoped that this sum of money would take care of these items, but in the event that it doesn't the door is left open for further discussion. The interest on the money will not be given to the city. This is a non-negotiable item.

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The City Administrator stated that the agreement requires the City to follow the procedures that are prescribed by law as far as contract administration, inspection, and seeing that the job is done properly. Paragraph 8 has been rewritten to include language which had been previously negotiated in Impact Alleviation Agreements numbers 14 and 15. There was some discussion as to whether this provision would apply to service districts which the city may join such as the hospital district. Mr. Stowell indicated that he didn't think that it would however, he suggested that perhaps the attorneys could come up with a supplementary document to the agreement interpreting what the paragraph means. Mr. Stowell recommended that the City sign the agreement, so not to slow up the building.

Councilman Bird made the MOTION to approve Impact Alleviation Agreement number 37, and direct the City Attorney to work with IPA's attorney on a collateral document defining paragraph 8. Councilman Bennett SECONDED the motion which passed unanimously.

RESOLUTION APPROVING DELTA CITY'S JOINING OF THE WEST MILLARD HOSPITAL DISTRICT

City Attorney Peterson reviewed with the Council the letters and resolution that had been submitted by the County Attorney concerning the West Millard Hospital District. The letter from the County Attorney dated April 15, to the County Commissioners is recorded as a public document. County Attorney Jackson sent copies of the letter to the five affected cities. This letter is comprehensive enough, it should cover all objectives the Council wanted accomplished.

The City Attorney recommended adoption of this resolution approving inclusion of Delta City in the west Millard Hospital District effective upon holding a public hearing, as stated in the resolution.

Councilman Dafoe made the MOTION to adopt Resolution 83-87 entitled:

A RESOLUTION APPROVING THE RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MILLARD COUNTY FOR RECREATION AND RE-ESTABLISHMENT OF THE WEST MILLARD HOSPITAL DISTRICT AND CONSENTING TO THE INCLUSION OF DELTA CITY IN SAID DISTRICT.

Council Member Hansen SECONDED the motion. The Mayor then asked for a roll call vote.

Max Bennett	Yea
Don Bird	Yea
Don Dafoe	Yea
Ruth Hansen	Yea
Willis Morrison	Yea

ORDINANCE TO INCLUDE THE NORTHEAST ANNEXATION WITHIN THE CORPORATE LIMITS OF DELTA CITY

City Attorney Peterson presented the annexation ordinance along with a map of the Northeast Annexation. A discussion was held on how the annexation area should be zoned. The City Administrator was directed to work on a zone plan for the annexation area to be brought up again next week. Councilman Bennett made the MOTION to table the ordinance to allow time for recommendations on zoning. Councilman Morrison SECONDED the motion which passed unanimously.

UTAH POWER & LIGHT CONTRACT FOR ELECTRICAL SERVICE TO SEWER LIFT STATION "C"

City Administrator Bishop passed out copies of the contract for underground electrical service to sewer lift station "C" in the amount of \$636.00. Councilman Bird made the MOTION to authorize the Mayor to sign the Utah Power and Light contract for electrical service to sewer lift station "C". Councilman Bennett SECONDED the motion which passed unanimously. Mayor Nielson signed the contract and City Recorder Dorothy Jeffery attested it.

DISCUSSION OF PROBLEMS AND POSSIBLE REVISIONS TO THE CITY'S BEER LICENSE ORDINANCE

The hours and days a business could be open for the sale of alcoholic beverages was discussed thoroughly.

The Council asked that City Attorney Peterson prepare a revision allowing sale of beer up to 2:00 a.m. daylight savings time, and 1:00 a.m. Mountain Standard Time. The same times would be observed on Sundays.

Other issues discussed were; how far a business engaged in the sale of alcoholic beverages could be located from schools or churches, allowing dancing where beer is being sold, and the sale or consumption of beer in game rooms or video arcades.

OTHER BUSINESS

The Chamber of Commerce has asked the City to put an adver-

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tisement in their brochure. This would be at no expense to the city. It was the feeling of the Council that no advertisement, at the peoples expense would be a good investment.

City Administrator Vance Bishop brought it to the Council's attention that Police Chief Cooper has been evaluated as he has now completed his six month probationary period.

Councilman Bennett made the MOTION to place Mr. Cooper on permanent status. Councilman Dafoe SECONDED the motion, which passed unanimously.

The City Administrator stated that the Chamber of Commerce was interested in the clean-up campaign starting Friday May 6th and running through and until May 14th. Mayor Nielson suggested that the City ask Mr. and Mrs. Ken Kauwe to chair this campaign.

May 14th has been scheduled as emergency services day. Emergency vehicles and equipment will be on display in the park.

Councilman Bennett made the MOTION to adjourn. Councilman Dafoe SECONDED the motion. The motion carried unanimously and the Mayor adjourned the meeting at 11:38 p.m.

  
Mayor Grant S. Nielson

City Recorder Dorothy Jeffery

# MINUTES OF A REGULAR CITY COUNCIL MEETING HELD MAY 2, 1983

## PRESENT:

Grant S. Nielson  
Max Bennett  
Don Bird  
Don Dafoe  
Ruth Hansen  
Willis Morrison

Mayor  
Council Member  
Council Member  
Council Member  
Council Member  
Council Member